

# EXHIBIT 17

**Lisa N. Himes**

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**From:** Lisa N. Himes  
**Sent:** Friday, February 22, 2019 6:07 PM  
**To:** 'ice-foia@dhs.gov'  
**Subject:** Appeal 2018-ICAP-00492; FOIA 2018-ICFO-31995  
**Attachments:** Final Appeal Response 2018-ICAP-00492, 2018-ICFO-319951.pdf

ICE FOIA,

Please contact me as soon as possible to discuss the remand of this appeal with the processing and re-tasking by the agency. You may reach me directly at (202) 777-8953.

Thank you,  
Lisa N. Himes

**Lisa Norrett Himes | Of Counsel**  
**ROGERS JOSEPH O'DONNELL | a Professional Law Corporation**  
875 15th Street, N.W., Suite 725 | Washington, D.C. 20005  
202.777.8953 direct | 202.347.8429 fax

311 California Street, 10th fl | San Francisco, CA 94104  
415.956.2828 main | 415.956.6457 fax  
[lhimes@rjo.com](mailto:lhimes@rjo.com)  
[www.rjo.com](http://www.rjo.com)

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**From:** <[ice-foia@dhs.gov](mailto:ice-foia@dhs.gov)>  
**Date:** February 14, 2019 at 9:26:07 AM EST  
**To:** <[lhimes@rjo.com](mailto:lhimes@rjo.com)>  
**Subject:** ICE FOIA Response for 2018-ICAP-00492

Mrs. Himes,

ICE's final response to your FOIA request, 2018-ICAP-00492, for appealing the adequacy of the search is attached.

Please note that the attachment may be password protected. If you are prompted to enter a password when opening the attachment and you did not receive a password it may be in your junk/spam folder.

Sincerely,  
ICE FOIA

U.S. Department of Homeland Security  
500 12<sup>th</sup> St. SW; STOP 5009  
Washington, DC 20536-5009



**U.S. Immigration  
and Customs  
Enforcement**

October 24, 2018

Lisa N. Himes  
Rogers Joseph O'Donnell, P.C.  
875 15th St. NW  
Suite 725  
Washington, DC 20005

**RE: 2018-ICAP-00492, 2018-ICFO-31995**

Dear Ms. Himes:

This is in response to your appeal letter, dated September 24, 2018, and received by U.S. Immigration and Customs Enforcement (ICE) on September 27, 2018, appealing the adverse determination of your Freedom of Information Act (FOIA) request by the ICE FOIA Office. Your original FOIA request, made on behalf of your client, Tim Blixseth, and dated April 17, 2018, sought (1) all documents that refer or relate to Blixseth, Aircraft Tail Number N650GC, and/or Yellowstone Aviation & Marine; and (2) all emails from any and all of former Director John Morton's email accounts from January 1, 2010 through December 31, 2010 referencing: (a) N650GC; (b) Yellowstone; (c) Yellowstone Aviation & Marine; and/or (d) Blixseth.

By letter dated August 16, 2018, the ICE FOIA Office issued a final response letter, advising that a search of the ICE Office of the Director and ICE Homeland Security Investigations (HSI) had been conducted. As a result of these searches, 357 pages of responsive records were located and produced to you in their entirety. You have appealed the adequacy of the search.

Upon a complete review of the administrative record and the search documentation, ICE has determined that a new search(s), or modifications to the existing search(s), could be made. ICE is therefore remanding your appeal to the ICE FOIA Office for processing and re-tasking to the appropriate agency/office(s) to obtain any responsive documents.

Should you have any questions regarding this appeal remand, please contact ICE at [ice-foia@dhs.gov](mailto:ice-foia@dhs.gov). In the subject line of the email please include the word "appeal," your appeal number, which is **2018-ICAP-00492**, and the FOIA case number, which is **2018-ICFO-31995**.

Sincerely,

A handwritten signature in cursive script that reads "Lisa Tomany".

for  
Erin J. Clifford  
Chief

Lisa N. Himes  
2018-ICAP-00492, 2018-ICFO-31995  
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Government Information Law Division  
ICE Office of the Principal Legal Advisor  
U.S. Department of Homeland Security